

Department of the Air Force, DoD

§ 842.76

§ 842.71 Delegations of authority.

(a) *Reimbursement authority.* The following individuals have delegated authority to reimburse or pay a pro rata share of a claim or object to a claim in any amount:

- (1) The Secretary of the Air Force.
- (2) The Judge Advocate General.
- (3) The Deputy Judge Advocate General.
- (4) The Chief of Civil Law.
- (5) Chief, Deput Chief, and Branch Chiefs, Claims and Tort Litigation Staff.
- (6) The SJAs and Deputy SJAs of PACAF, USAFE, 5th Air Force, Lajes Field, and 9th Air Force (for CENTCOM).

(b) *Redelegation of authority.* A settlement authority may redelegate his or her authority to a subordinate judge advocate or civilian attorney in writing.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority may reduce, withdraw, or restore delegated authority.

§ 842.72 Filing a claim.

(a) *Claims arising in a foreign country.* (1) If a third party claimant tries to file an international agreement claim with Air Force, direct that person to the appropriate receiving State office.

(2) If the Air Force receives a claim, send it to the US sending State office for delivery to the receiving State.

(b) *Claims arising in the United States.* The claimant files tort claims arising from the act or omission of military or civilian personnel of another contracting party at any US military installation. The installation receiving the claim either:

- (1) Investigates it if the foreign personnel are assigned there.
- (2) Sends it to the installation where the foreign personnel are assigned.

Subpart I—Use of Government Property Claims (10 U.S.C. 2737)

§ 842.73 Scope of this subpart.

This subpart explains how to settle and pay claims against the United States, for property damage, personal injury, or death incident to the use of

a government vehicle or any other government property by Air Force military and civilian personnel which are not payable under any other statute.

§ 842.74 Definitions.

(a) *Government installation.* A United States Government facility having fixed boundaries and owned or controlled by the government.

(b) *Vehicle.* Every mechanical device used as a means of transportation on land.

§ 842.75 Delegations of authority.

(a) *Settlement authority.* The following individuals have delegated authority to settle claims for \$1,000 or less and deny them in any amount.

- (1) The Judge Advocate General.
- (2) The Deputy Judge Advocate General.
- (3) Director of Civil Law.
- (4) Chief, Deputy Chief and Branch Chiefs, Claims and Tort Litigation staff.
- (5) SJA of HQ 9AF for CENTCOM, and SJAs of PACAF and USAFE.
- (6) SJAs of single base GCMs and GCMs in PACAF and USAFE.
- (7) The SJA of each Air Force base, station and fixed installation.
- (8) Any other judge advocate designated by The Judge Advocate General.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney in writing.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority may reduce, withdraw, or restore delegated authority.

(d) *How and when filed.* A claim has been filed when a federal agency receives from a claimant or the claimant's duly authorized agent written notification of an incident of property damage, personal injury or death accompanied by a demand for money damages in a sum certain. A claim incorrectly presented to the Air Force will be promptly transferred to the appropriate Federal agency.

(e) *Amending a claim.* A claimant may amend a claim at any time prior to

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